

**RECEIVED
CENTRAL FAX CENTER**

FEB 23 2004



FAX TRANSMITTAL SHEET

Motorola, Inc.
Intellectual Property Section
Law Department
600 North U.S. Highway 45
Libertyville, IL 60048

OFFICIAL

Telephone: (847) 523-2585
Facsimile: (847) 523-2350

9

Number of Pages (including this page)

Date: 2/23/04

To: Commissioner for Patents

Location: United States Patent and Trademark Office

Fax No.: 703 872-9306

From: Matthew C. Loppnow Registration No. 45,314

Subject: Serial No. 10/693,248

Docket No. CS22815RL

NOTICE: This facsimile transmission may contain information that is confidential, privileged, or exempt from disclosure under applicable law. It is intended only for the person to whom it is addressed. Unauthorized use, disclosure, copying or distribution may expose you to legal liability. If you have received this transmission in error, please immediately notify us by telephone (collect) to arrange for return of the documents received and any copies made. Thank you.

MESSAGE:

Enclosed herewith, please find:

- Response to Notice to File Missing Parts
- Transmittal Form
- Fcc Transmittal Form
- Declaration Combined with Power of Attorney (3 pages)
- Copy of Notice to File Missing Parts

PLEASE GIVE THESE PAPERS TO:

EXAMINER:	Unknown
GROUP ART UNIT:	2681
SERIAL NO.:	10/693,248
FILED:	10/24/03
INVENTOR:	Ryszard J. Gordecki

DOCKET NO.: CS22815RL

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Ryszard J. Gordecki
APPLICATION NO.: 10/693,248
FILED: 10/24/03
GROUP ART UNIT: 2681
TITLE: Cellular Telephone with Improved Mechanical Design

Commissioner for Patents
Alexandria, VA 22313-1450

Attention: Customer Service Center
Initial Patent Examination Division

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

Responsive to the Notice to File Missing Parts of Application dated 1/23/04
please find enclosed:

3 _____ page Declaration Combined with Power of Attorney
 1 _____ page copy of Notice to File Missing Parts of Application
 _____ sheets of formal drawings
 _____ Petition for extension of time

The Commissioner is hereby authorized to charge all fees due to Account No. 50-2117. A fee transmittal is enclosed.

Respectfully submitted,

SEND CORRESPONDENCE TO:

Motorola, Inc.
Law Department
Customer Number: 20280

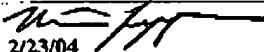
By: 
MATTHEW C. LOPPNOW
Attorney of Record
Reg. No.: 45,314
Telephone: 847-523-2585
Fax No.: 847-523-2350

PTO/SB/21 (08-00)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/693,248
		Filing Date	10/24/03
		First Named Inventor	Ryszard J. Gordecki
		Group Art Unit	2681
		Examiner Name	Unknown
Total Number of Pages in this Submission	6	Attorney Docket Number	CS22815RL

ENCLOSURES		(check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fcc Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD. Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies		
		<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) <input checked="" type="checkbox"/> Declaration Combined with Power of Attorney <input type="checkbox"/> sheet(s) formal drawings <input checked="" type="checkbox"/> copy of Notice to File Missing Parts of Application		
		<hr/> <hr/> <hr/>		
		Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Matthew C. Loppnow	Registration No.	45,314
Signature			
Date	2/23/04		

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent Office at 703-872-9306 on this date:

Typed or printed name	Jennifer Magness
Signature	
	Date
	2/23/04

CS22815RL

PTO/SB/17 (1-03)				<i>Complete if Known</i>																																																																																																																																																																																																																																							
FEE TRANSMITTAL				Application Number	10/693.248																																																																																																																																																																																																																																						
Patent fees are subject to annual revision				Filing Date	10/24/03																																																																																																																																																																																																																																						
				First Named Inventor	Ryszard J. Gordecki																																																																																																																																																																																																																																						
				Examiner Name	Unknown																																																																																																																																																																																																																																						
				Group Art Unit	2681																																																																																																																																																																																																																																						
TOTAL AMOUNT OF PAYMENT		(\$) 130.00		Attorney Docket No.	CS22815RL																																																																																																																																																																																																																																						
METHOD OF PAYMENT				FEES CALCULATION (continued)																																																																																																																																																																																																																																							
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number 50-2117</p> <p>Deposit Account Name Motorola, Inc.</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>				<p>3. ADDITIONAL FEES</p> <table border="1"> <thead> <tr> <th></th> <th>Large Entity</th> <th>Small Entity</th> <th></th> </tr> <tr> <th>Fee</th> <th>Fee</th> <th>Fee</th> <th>Fee</th> </tr> <tr> <th>Code</th> <th>(\$)</th> <th>Code</th> <th>(\\$)</th> </tr> </thead> <tbody> <tr> <td>1011</td> <td>130</td> <td>2051</td> <td>65</td> <td>SurchARGE - late filing fee or with</td> <td style="text-align: right;">130</td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>SurchARGE - late Provisional filing</td> <td></td> </tr> <tr> <td>1054</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>2520</td> <td>1812</td> <td>2520</td> <td>For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920*</td> <td>1804</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1440*</td> <td>1805</td> <td>1840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>210</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>950</td> <td>2253</td> <td>475</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1480</td> <td>2254</td> <td>740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2010</td> <td>2255</td> <td>1005</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>330</td> <td>2401</td> <td>165</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>330</td> <td>2402</td> <td>165</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>290</td> <td>2403</td> <td>145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1510</td> <td>1451</td> <td>1510</td> <td>Petition to postpone a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1330</td> <td>2453</td> <td>665</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>1330</td> <td>2501</td> <td>665</td> <td>Utility issue fee or related</td> <td></td> </tr> <tr> <td>1502</td> <td>480</td> <td>2502</td> <td>240</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>640</td> <td>2503</td> <td>320</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>130</td> <td>1460</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Processing fee under 37 CFR 1.176(p)</td> <td></td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of IDS</td> <td></td> </tr> <tr> <td>8021</td> <td>40</td> <td>2421</td> <td>40</td> <td>Recording each patent assignment or conveyance or recordation per property (other than a power of attorney)</td> <td></td> </tr> <tr> <td>1909</td> <td>770</td> <td>2809</td> <td>385</td> <td>Filing a continuation after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>770</td> <td>2810</td> <td>385</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>770</td> <td>2801</td> <td>385</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="4">SUBTOTAL (1) (\$)0.00</td> <td colspan="4">Reduced by Basic Filing Fee paid</td> </tr> <tr> <td colspan="4">SUBTOTAL (2) (\$)</td> <td colspan="4">SUBTOTAL (3) (\$)130.00</td> </tr> <tr> <td colspan="4">*PUR NUMBER PREVIOUSLY PAID, IF GREATER. For Reissues, see above</td> <td colspan="4" style="text-align: center;">Complete (if applicable)</td> </tr> <tr> <td colspan="4">SUBMITTED BY</td> <td>Registration No.</td> <td>45.314</td> <td>Telephone</td> <td>847-523-2585</td> </tr> <tr> <td>Name (Print/Type)</td> <td colspan="3">Matthew C. Lopnow</td> <td>Mail Date</td> <td colspan="3">2/23/04</td> </tr> <tr> <td>Signature</td> <td colspan="3"></td> <td></td> <td colspan="3"></td> </tr> </tbody></table>					Large Entity	Small Entity		Fee	Fee	Fee	Fee	Code	(\$)	Code	(\\$)	1011	130	2051	65	SurchARGE - late filing fee or with	130	1052	50	2052	25	SurchARGE - late Provisional filing		1054	130	1053	130	Non-English specification		1812	2520	1812	2520	For filing a request for ex parte reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1440*	1805	1840*	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month		1252	420	2252	210	Extension for reply within second month		1253	950	2253	475	Extension for reply within third month		1254	1480	2254	740	Extension for reply within fourth month		1255	2010	2255	1005	Extension for reply within fifth month		1401	330	2401	165	Notice of Appeal		1402	330	2402	165	Filing a brief in support of an appeal		1403	290	2403	145	Request for oral hearing		1451	1510	1451	1510	Petition to postpone a public use proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1330	2453	665	Petition to revive - unintentional		1501	1330	2501	665	Utility issue fee or related		1502	480	2502	240	Design issue fee		1503	640	2503	320	Plant issue fee		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Processing fee under 37 CFR 1.176(p)		1806	180	1806	180	Submission of IDS		8021	40	2421	40	Recording each patent assignment or conveyance or recordation per property (other than a power of attorney)		1909	770	2809	385	Filing a continuation after final rejection (37 CFR § 1.129(a))		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))		1801	770	2801	385	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		SUBTOTAL (1) (\$)0.00				Reduced by Basic Filing Fee paid				SUBTOTAL (2) (\$)				SUBTOTAL (3) (\$)130.00				*PUR NUMBER PREVIOUSLY PAID, IF GREATER. For Reissues, see above				Complete (if applicable)				SUBMITTED BY				Registration No.	45.314	Telephone	847-523-2585	Name (Print/Type)	Matthew C. Lopnow			Mail Date	2/23/04			Signature							
	Large Entity	Small Entity																																																																																																																																																																																																																																									
Fee	Fee	Fee	Fee																																																																																																																																																																																																																																								
Code	(\$)	Code	(\\$)																																																																																																																																																																																																																																								
1011	130	2051	65	SurchARGE - late filing fee or with	130																																																																																																																																																																																																																																						
1052	50	2052	25	SurchARGE - late Provisional filing																																																																																																																																																																																																																																							
1054	130	1053	130	Non-English specification																																																																																																																																																																																																																																							
1812	2520	1812	2520	For filing a request for ex parte reexamination																																																																																																																																																																																																																																							
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																																																																							
1805	1440*	1805	1840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																																																																							
1251	110	2251	55	Extension for reply within first month																																																																																																																																																																																																																																							
1252	420	2252	210	Extension for reply within second month																																																																																																																																																																																																																																							
1253	950	2253	475	Extension for reply within third month																																																																																																																																																																																																																																							
1254	1480	2254	740	Extension for reply within fourth month																																																																																																																																																																																																																																							
1255	2010	2255	1005	Extension for reply within fifth month																																																																																																																																																																																																																																							
1401	330	2401	165	Notice of Appeal																																																																																																																																																																																																																																							
1402	330	2402	165	Filing a brief in support of an appeal																																																																																																																																																																																																																																							
1403	290	2403	145	Request for oral hearing																																																																																																																																																																																																																																							
1451	1510	1451	1510	Petition to postpone a public use proceeding																																																																																																																																																																																																																																							
1452	110	2452	55	Petition to revive - unavoidable																																																																																																																																																																																																																																							
1453	1330	2453	665	Petition to revive - unintentional																																																																																																																																																																																																																																							
1501	1330	2501	665	Utility issue fee or related																																																																																																																																																																																																																																							
1502	480	2502	240	Design issue fee																																																																																																																																																																																																																																							
1503	640	2503	320	Plant issue fee																																																																																																																																																																																																																																							
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																																																																							
1807	50	1807	50	Processing fee under 37 CFR 1.176(p)																																																																																																																																																																																																																																							
1806	180	1806	180	Submission of IDS																																																																																																																																																																																																																																							
8021	40	2421	40	Recording each patent assignment or conveyance or recordation per property (other than a power of attorney)																																																																																																																																																																																																																																							
1909	770	2809	385	Filing a continuation after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																																																																							
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))																																																																																																																																																																																																																																							
1801	770	2801	385	Request for Continued Examination (RCE)																																																																																																																																																																																																																																							
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																																																																																																							
SUBTOTAL (1) (\$)0.00				Reduced by Basic Filing Fee paid																																																																																																																																																																																																																																							
SUBTOTAL (2) (\$)				SUBTOTAL (3) (\$)130.00																																																																																																																																																																																																																																							
*PUR NUMBER PREVIOUSLY PAID, IF GREATER. For Reissues, see above				Complete (if applicable)																																																																																																																																																																																																																																							
SUBMITTED BY				Registration No.	45.314	Telephone	847-523-2585																																																																																																																																																																																																																																				
Name (Print/Type)	Matthew C. Lopnow			Mail Date	2/23/04																																																																																																																																																																																																																																						
Signature																																																																																																																																																																																																																																											

CS22815RL

1

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/693,248	10/24/2003	Ryszard J. Gordecki	CS22815RL

CONFIRMATION NO. 1395**FORMALITIES LETTER**


 ^OC000000011755340^

20280
 MOTOROLA INC
 600 NORTH US HIGHWAY 45
 LIBERTYVILLE, IL 60048-5343

Date Mailed: 01/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)***Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

— CH —

FEB-23-2004 13:51 FROM: MOTOROLA PCS IPD

18475232350

TO: 917038729306

P.9/9

Page 2 of 2

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE